

UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF NEW YORK

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In re:

Case No. 20-30663

The Roman Catholic Diocese of Syracuse,  
New York,

Chapter 11

Debtor.

Judge Wendy A. Kinsella

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**MONTHLY FEE STATEMENT OF BURNS BAIR LLP FOR COMPENSATION OF  
SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES INCURRED AS  
SPECIAL INSURANCE COUNSEL FOR THE OFFICIAL COMMITTEE OF  
UNSECURED CREDITORS FOR THE PERIOD OF  
JULY 1, 2023 THROUGH JULY 31, 2023**

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Pursuant to the Court's *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees* [ECF No. 117] (the "Interim Compensation Order"), Burns Bair LLP, special insurance counsel for the Official Committee of Unsecured Creditors (the "Committee"), hereby files this monthly fee statement (the "Monthly Fee Statement") seeking compensation for reasonable and necessary services rendered to the Committee from July 1, 2023 through July 31, 2023 (the "Compensation Period") in the amount of \$33,587.68 (80% of \$41,984.60).

Burns Bair LLP's invoice for the Compensation Period, attached hereto as **Exhibit A**, includes detailed time entries that describe the services performed by Burns Bair LLP professionals during the Compensation Period and a list of expenses Burns Bair LLP incurred during the Compensation Period in connection with providing services to the Committee.

[Signature page follows]

Date: August 24, 2023

/s/ Timothy W. Burns

Timothy W. Burns (WI State Bar #1068086)

Jesse J. Bair (WI State Bar #1083779)

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*Special Insurance Counsel for the Official  
Committee of Unsecured Creditors*

# EXHIBIT A

## Burns | Bair

10 E. Doty St., Suite 600  
Madison, Wisconsin 53703-3392  
608-286-2302  
www.BurnsBair.com

**Official Committee of Unsecured Creditors of  
the Diocese of Syracuse, New York**

**Issue Date :** 8/23/2023

**Bill # :** 01194

**Matter:** Insurance

### PROFESSIONAL SERVICES RENDERED

<u>Date</u>	<u>Timekeeper</u>	<u>Narrative</u>	<u>Hours</u>	<u>Amount</u>
7/1/2023	Jesse Bair	Review correspondence from Committee member re insurance and case strategy (.1);	0.10	\$62.50
7/5/2023	Timothy Burns	Reviewed BB emails re assignment and organization of partial summary judgment briefing (.2);	0.20	\$140.00
7/5/2023	Leakhena Au	Draft motion for partial summary judgment on OLT coverage issues (4.3);	4.30	\$1,806.00
7/5/2023	Katie Sticklen	Research updated premises endorsement caselaw in New York for OLT summary judgment motion (2.4);	2.40	\$907.20
7/5/2023	Jesse Bair	Detailed analysis re Travelers' OLT argument and responses to same (.6); provide instructions to L. Au re preparing partial motion for summary judgment on the OLT issue (.3);	0.90	\$562.50
7/5/2023	Jesse Bair	Participate in call with state court counsel re LMI exposure and settlement strategy (.4); conduct supplemental analysis re LMI exposure in response to call (.5); additional correspondence with state court counsel re results of supplemental analysis (.1);	1.00	\$625.00
7/6/2023	Jesse Bair	Analysis re Midland liquidation issues and Guarantee Fund Access (.2); correspondence with state court counsel re same (.1);	0.30	\$187.50
7/6/2023	Katie Sticklen	Continue researching updated premises endorsement caselaw in New York for OLT summary judgment motion (1.0); draft email memorandum summarizing OLT research results (.8);	1.80	\$680.40
7/6/2023	Leakhena Au	Review research findings by K. Sticklen and conduct additional caselaw research on OLT policies in NY (2.6); continue drafting motion for partial summary judgment on OLT policies (4.9);	7.50	\$3,150.00
7/6/2023	Jesse Bair	Participate in detailed conference with T. Burns re LMI strategy, insurance demand letters, and potential summary judgment motions against the insurers (.7);	0.70	\$437.50

7/6/2023	Timothy Burns	Participate in detailed conference with J. Bair re LMI strategy, insurance demand letters, and potential summary judgment motions against the insurers(.7); participate in call with state court counsel re same (.3); participate in post-call with J. Bair re same (.2); review correspondence from BB to state court counsel re Midland analysis (.1); review email analysis of Claro re Travelers' claims (.2);	1.50	\$1,050.00
7/6/2023	Jesse Bair	Participate in supplemental conference with T. Burns re outcome of call with state court counsel and LMI settlement strategy (.2);	0.20	\$125.00
7/7/2023	Alyssa Turgeon	Review and edit motion for partial summary judgment on OLT issue, including completion of cite-check re same (2.0);	2.00	\$720.00
7/7/2023	Leakhena Au	Continue drafting motion for partial summary judgment on OLT coverage (3.2); provide instructions to A. Turgeon and K. Dempski re additional edits needed to same (.3);	3.50	\$1,470.00
7/7/2023	Karen Dempski	Edit motion for partial summary judgment re local court requirements (.3);	0.30	\$108.00
7/8/2023	Leakhena Au	Revise draft partial motion for summary judgment on OLT policies (1.3);	1.30	\$546.00
7/10/2023	Brian Cawley	Analyze coverage details in connection with upcoming insurance demand letters (.3);	0.30	\$126.00
7/11/2023	Brian Cawley	Analyze materials relevant to number of occurrence issue (.7); begin outlining and summarizing number of occurrence issue for upcoming motion for summary judgment re same (2.6);	3.30	\$1,386.00
7/11/2023	Jesse Bair	Participate in call with T. Burns re insurance case updates and next-steps (.1);	0.10	\$62.50
7/11/2023	Jesse Bair	Analysis re number of occurrence issue in connection with Travelers' coverage position (.2); correspondence with B. Cawley re drafting partial summary judgment motion concerning same (.1);	0.30	\$187.50
7/11/2023	Jesse Bair	Analysis re consent to settle issue in connection with LMI/Interstate's coverage position (.2); correspondence with L. Au and B. Cawley re drafting partial summary judgment motion concerning same (.1);	0.30	\$187.50
7/11/2023	Timothy Burns	Participate in call with R. Kugler re case developments (.1); review correspondence from J. Bair re partial summary judgment briefing (.2); participate in call with J. Bair re insurance case update and next-steps (.1); review correspondence from Claro re mediation projects (.1);	0.50	\$350.00
7/11/2023	Leakhena Au	Begin drafting motion for partial summary judgment re consent to settle issue in connection with LMI/Interstate's coverage position (2.0);	2.00	\$840.00
7/12/2023	Leakhena Au	Continue drafting motion for partial summary judgment re consent to settle issue in connection with LMI/Interstate's coverage position (3.1);	3.10	\$1,302.00

7/12/2023	Brian Cawley	Begin drafting motion for partial summary judgment on number of occurrences issue (4.7);	4.70	\$1,974.00
7/12/2023	Timothy Burns	Participate in calls with state court counsel re LMI's recent settlement offer (.3);	0.20	\$140.00
7/12/2023	Jesse Bair	Analysis re LMI's recent mediation offer (.1);	0.10	\$62.50
7/13/2023	Jesse Bair	Prepare for hearing on interim professional fee applications (.2); participate in hearing on interim professional fee applications (.9);	1.10	\$687.50
7/13/2023	Leakhena Au	Continue drafting motion for partial summary judgment re consent to settle issue in connection with LMI/Interstate's coverage position (4.8);	4.80	\$2,016.00
7/13/2023	Brian Cawley	Analysis of LMI/Interstate policy provisions in connection with consent to settlement partial summary judgment motion (.6);	0.60	\$252.00
7/13/2023	Brian Cawley	Supplemental research and analysis of New York case law regarding number of occurrences issue (2.5);	2.50	\$1,050.00
7/14/2023	Brian Cawley	Continue drafting motion for partial summary judgment on number of occurrence issue (2.1); continue analyzing New York case law in connection with same (1.4);	3.50	\$1,470.00
7/14/2023	Jesse Bair	Review L. Kugler correspondence re upcoming Committee meeting (.1);	0.10	\$62.50
7/14/2023	Leakhena Au	Finalize draft partial summary judgment motion on consent to settle in connection with LMI/Interstate (.4);	0.40	\$168.00
7/15/2023	Brian Cawley	Continue drafting motion for partial summary judgment on number of occurrence issue (1.7);	1.70	\$714.00
7/17/2023	Leakhena Au	Draft insurance demand letters re Travelers and LMI/Interstate claims (4.3);	4.30	\$1,806.00
7/17/2023	Nathan Kuenzi	Prepare for conference with J. Bair re insurance demand letters (.1); participate in conference with J. Bair re drafting same (.1);	0.20	\$84.00
7/17/2023	Nathan Kuenzi	Analyze POC allegations and draft Arrowood insurance demand letters (3.6);	3.60	\$1,512.00
7/17/2023	Brian Cawley	Additional drafting of motion for partial summary judgment on number of occurrence issue (4.0); conduct supplemental case law research in connection with same (1.9);	5.90	\$2,478.00
7/17/2023	Jesse Bair	Draft Order approving BB's interim fee application (.1); draft letter to the Court re same and providing requested information (.2); correspondence with L. Kugler re same (.1);	0.50	\$312.50
7/17/2023	Jesse Bair	Continue analysis regarding potential Travelers insurance demands (.4); provide instructions to L. Au re drafting same (.2);	0.60	\$375.00
7/17/2023	Jesse Bair	Analysis re potential Arrowood insurance demands (.7); provide instructions to N. Kuenzi re drafting same (.1);	0.80	\$500.00

7/17/2023	Jesse Bair	Analysis re potential LMI and Interstate insurance demands (.9); correspondence with N. Kuenzi and L. Au re drafting same (.1); answer follow-up questions from L. Au re same (.1);	1.10	\$687.50
7/18/2023	Jesse Bair	Additional analysis re potential supplemental Travelers demand letters (.4); correspondence with L. Au re same (.1);	0.50	\$312.50
7/18/2023	Leakhena Au	Draft additional Travelers insurance demand letters (1.9);	1.90	\$798.00
7/19/2023	Brian Cawley	Additional analysis of Travelers policy provisions in connection with summary judgment motion (.9); additional analysis of case law research in connection with same (2.3); continue drafting partial summary judgment motion on number of occurrences issue (1.7);	4.90	\$2,058.00
7/19/2023	Jesse Bair	Review draft press release re Committee/Diocese Plan (.1);	0.10	\$62.50
7/19/2023	Jesse Bair	Review correspondence with Claro re outstanding data requests in connection with claim valuation and insurer allocation issues (.1);	0.10	\$62.50
7/20/2023	Jesse Bair	Participate in conference with T. Burns re insurance strategy (.2);	0.20	\$125.00
7/20/2023	Jesse Bair	Answer B. Cawley question re number of occurrences summary judgment brief (.1);	0.10	\$62.50
7/20/2023	Timothy Burns	Participate in conference with J. Bair re case insurance strategy (.2); participate in call with state court counsel re same (.1);	0.30	\$210.00
7/20/2023	Brian Cawley	Continue analyzing number of occurrences case law and Travelers policy provisions in connection with summary judgment brief (1.3); finish drafting motion for partial summary judgment on number of occurrences issue (5.4); conference with J. Bair re questions re same (.1);	6.80	\$2,856.00
7/24/2023	Jesse Bair	Participate in conference with Stinson team and state court counsel re case insurance strategy (.6);	0.60	\$375.00
7/24/2023	Timothy Burns	Participate in conference with Stinson team and state court counsel re case insurance strategy (.6);	0.60	\$420.00
7/26/2023	Jesse Bair	Review correspondence with the Committee, Stinson, and state court counsel re issues re Diocesan settlement announcement (.1);	0.10	\$62.50
7/27/2023	Jesse Bair	Review additional correspondence with R. Kugler and state court counsel re Diocesan settlement (.1);	0.10	\$62.50
7/27/2023	Jesse Bair	Participate in call with R. Kugler and E. Caldie re insurance strategy and next-steps re same (.2);	0.20	\$125.00
7/28/2023	Timothy Burns	Participate in detailed call with Stinson team re case strategy, planning, and assignments (.8);	0.80	\$560.00
7/29/2023	Timothy Burns	Reviewed and revised task list from R. Kugler re case management and strategy (.3);	0.30	\$210.00
7/31/2023	Nathan Kuenzi	Analysis of Arrowood information in connection with Rule 2004 requests to Arrowood (.2);	0.20	\$84.00

7/31/2023	Brian Cawley	Begin preparing Arrowood Rule 2004 examination requests and topics (.4);	0.40	\$168.00
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<b>Total Hours and Fees</b>			<b>92.80</b>	<b>\$41,984.60</b>
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**Timekeeper Summary**

<u><b>Name</b></u>	<u><b>Hours</b></u>	<u><b>Rate</b></u>	<u><b>Amount</b></u>
Alyssa Turgeon	2.00	\$360.00	\$720.00
Brian Cawley	34.60	\$420.00	\$14,532.00
Jesse Bair	10.20	\$625.00	\$6,375.00
Karen Dempski	0.30	\$360.00	\$108.00
Katie Sticklen	4.20	\$378.00	\$1,587.60
Leakhena Au	33.10	\$420.00	\$13,902.00
Nathan Kuenzi	4.00	\$420.00	\$1,680.00
Timothy Burns	4.40	\$700.00	\$3,080.00

**Total Due This Invoice: \$41,984.60**

**CERTIFICATE OF SERVICE**

I, Jessica Rehbein, hereby certify that on August 24, 2023, I caused a true and correct copy of the foregoing to be filed with the Clerk of Court using CM/ECF and that service was emailed to the following parties:

- a. The Roman Catholic Diocese of Syracuse, New York, 240 East Onondaga Street,  
Syracuse, New York 13202
- b. Bond, Schoeneck & King, PLLC, One Lincoln Center, Syracuse, New York 13202,  
Attn: Stephen A. Donato
- c. Office of the United States Trustee, 10 Broad Street, Room 105, Utica, New York  
13501, Attn: Erin P. Champion

Date: August 24, 2023

/s/ Jessica Rehbein  
Jessica Rehbein